IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

Bail Appl..No. 1794 of 2007()

C.R. NO. 8/2007 OF EXCISE RANGE, KOZHIKODE

PETITIONERS/ACCUSED

JAYAPRAKASH, S/O. NANU,
CHEROTT HOUSE, WEST HILL P.O., KOZHIKODE.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT/STATE

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1. THE EXCISE INSPECTOR,
EXCISE RANGE, KOZHIKODE.

2. STATE, REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 1794 of 2007

DATED: 20-3-2007

O R D E R

Petitioner who is the accused in C.R. 8/07 of Excise Range, Kozhikode for an offence punishable under Sec. 55(a) of the Abkari Act for allegedly transporting in a Car 49.500 litres of IMFL in 132 bottles on 8-3-2007 seek anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With the above observation this application is disposed of.

V.RAMKUMAR, JUDGE.

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